

# THE POCHE DAILY RECORD

THURSDAY, - SEPT. 26, 1872

D. JONES, EDITOR

## AGENCIES.

San Francisco—MYRON ANGEL, 432 Montgomery St.—Room No. 11, Sole Agent for Record.  
District, Utah—J. A. SCHMIDT & CO.  
Hamilton—T. STARR, Russell's Bookstore.  
Wm. GEDLING, News Dealer in Goodrich's saloon, is our Agent in Hamilton, and is authorized to receive subscriptions for the Record and receipt for the same.  
Virginia City—JAS. McDONALD.  
Eureka—F. LOEWY & CO.

## SENATORS AND ASSEMBLYMEN.

By an Act of the last Legislature of this State, approved March 4, 1871—See Chap. LXII, p. 131 Statutes of Nevada, 1871—in section 1, amendatory of section 4 of a former Act, it is provided that "said county of Lincoln shall be entitled to, and shall elect at the next general election, two Senators and three Assemblymen. One of said Senators shall be elected for two years, and the other "Senator for four years." In the election of Senators in this county, at the ensuing election, pursuant to the Act mentioned, it will be necessary for voters to designate in their ballots one person for Senator for two years and another person for Senator for four years. Nominating conventions should take notice of this fact in regard to the election of Senators, and make nominations so that the election of Senators may conform to the statute on the subject. A failure to do so, and the election of two Senators without designating one for two years and the other for four years, might embarrass the Senators from this county when they reach the State Capitol. It is very little trouble to meet the requirements of the law, and it is always best to be on the safe side. The Senator chosen for two years will be entitled to vote for a United States Senator to succeed James W. Nye, whose term expires next March. The Senator chosen for four years will have a voice in the election of a successor to Wm. M. Stewart in the United States Senate, whose term expires in March 1875, as well as a vote for Nye's successor.

### NOT INELIGIBLE.

It is claimed by a worthy cotemporary that a Justice of the Supreme Court is not eligible to a seat in the United States Senate, and it quotes section 11 of Article VI of the State Constitution to sustain its view of the case. The part of the State Constitution referred to applies to State offices with full force, but has no application whatever to positions or offices under the Federal Government. Under the Federal Constitution each House of Congress is made the judge of the qualifications of its members, and from a decision arrived at by either House there is no appeal. Neither the Senate nor the House can be reached by any Court of the country for any supposed illegal action of either in passing upon the qualifications of its members. The Constitutions of most of the States contain provisions similar to that of our State Constitution, and there is a notable instance on record where the Senate of the United States passed upon the qualifications of a State Judge to a seat in that body. We allude to the case of Judge Trumbull, who was a Justice of the Supreme Court of Illinois at the time of his election to the United States Senate. The question of his eligibility was then (in 1855) raised, and, after discussion by the Senate, Judge Trumbull was admitted to his seat. Judge Black, of Pennsylvania, resigned his seat on the Supreme Bench to accept the position of Attorney General under Mr. Buchanan, and his nomination was confirmed by the Senate. To our mind it is clear that the provision of our State Constitution has application only to State offices—not to seats in Congress.

THE "Dolly Varden and Lightning Bug Consolidated" has found a contributor whose native instincts enable him to delve down into the lowest depths of nastiness, and doubtless to the extreme gratification of the junior editor. In Tuesday's issue the contributor lugs this paper into the plastering used on the Court House. We can only reply to this that at the time the plastering was done the Record was under different editorial management, and we may therefore properly plead that it has no application to the paper at present. We couldn't think of shouldering all the sins of the paper in the past. While credit is due for many worthy articles which have appeared in its columns previous to the 8th of April and since the 14th of August, we disclaim any connection with its editorship between the dates given.

THE Republican County Convention of White Pine, says the News, on last Saturday nominated the following county ticket: Assemblymen—Thomas Robinson, Owen Long, W. J. Smith, S. G. Stebbins and O. H. Grey. Sheriff—R. P. Dayton. County Clerk—W. T. Hanford. Assessor—J. B. Williamson. Treasurer—Wm. Timson. District Attorney—J. J. Maxwell. Public Administrator and Coroner—Dr. W. H. Taylor. Surveyor—Frank Tagliabue. Superintendent of Public Schools—H. S. Herick. County Commissioners—Henry Mau, long term; Henry Bush, Jr., short term.

## RIGHT OF SUFFRAGE.

The Constitution of this State provides that every white male citizen of the United States, 21 or more years of age, who shall have actually and not constructively resided in this State six months, and in the district or county thirty days, shall enjoy the right of suffrage. The ratification of the Fifteenth Amendment extends the right of suffrage to colored men, notwithstanding the provision to the contrary in our State Constitution.

Section 3 of the Registry Act of this State makes it the duty of the Registry Agents, at any time when called upon to do so, between the hours of 10 a. m. and 6 p. m. on legal days, from and after the 1st day of July, and prior to the 21st day of October, prior to any general election, and for twenty days prior to closing the register (which shall close ten days prior to the day of election), for any special or municipal election provided for by law, to receive and register the names of all persons legally qualified and entitled to vote at such election, or who will have legally acquired a residence (being otherwise qualified,) and right to vote at such ensuing election, according to the provisions of law, under which such election may be held, in each election district within their respective townships; entering on the official register under the proper heading the number and date of registry, the name (with the first or given name in full if practicable), the age and nativity of the elector, together with the number of the ward or name of precinct, and a particular description of the house, building or room in which the elector resides, such as will enable the officer or person desiring to serve notice of objection to vote, to find the same without difficulty; and when the person so registered shall be of foreign birth the fact of the exhibition of or failure to exhibit his certificate of naturalization, shall be noted in the column provided for that purpose, which list, properly entered as in this section required, shall be known as the "Official Register" of elections of their respective townships; provided, that for ten days next preceding the day set for closing the registry before any election mentioned in this Act, said Registry Agents shall also be in attendance at their respective offices, and ready to register the names of applicants, at any time between the hours of 7 and 9 o'clock p. m., in addition to the hours heretofore required in this section; and, provided further, that if any person shall fail or refuse to give his residence, with the particularity required in this section, he shall not be registered.

To have his name entered by the Registry Agent the voter may be required to state under oath that he is a citizen of the United States, 21 years of age then or will be prior to the election next ensuing; that he has or will have resided actually and not constructively in this State six months on next election day, and in the county thirty days; that he is a resident of the election district in which he desires to be registered, and that he has not been registered in any other district during the current electoral year. Registry Agents may be compelled by mandamus to register the names of qualified voters; and they may be compelled by mandamus to strike from the Registry the name of any person improperly registered.

MASONRY AND MRS. FAIR.—The Masonic Mirror says: Fair, the husband, and Crittenden, the victim of the "prisoner at the bar," were members of California Lodge No. 1, of San Francisco. Byrne and Cook, the leading opposing attorneys belonged to Occidental Lodge No. 22. Judge Dwinelle, who tried the case is a member of California Lodge No. 1. Judge Quint, associate counsel for Mrs. Fair, was a member of Progress Lodge No. 125. Hon. N. Greene Curtis, present leading counsel for Mrs. Fair, served the Craft as Grand Master from 1857 till 1860 inclusive. It is a singular incident that both of the leading counsel in the case should have died within a short time of each other—the District Attorney, Harry Byrne, and Elisha Cook counsel for the defense.

LAST evening's Review, through a contributor, states that when Mr. Fitch began his speech on Tuesday evening there were about 1,000 people present, but that the number dwindled to about 300. He must be a lightning calculator who can reach such a conclusion.

THE PRIMARIES for delegates to the Liberal Republican and Democratic Convention will be held at the Hose House, Main street, Pioche, from 11 a. m. to 7 p. m. See advertisement to that effect.

SEPARATE BALLOTS.—The San Francisco Chronicle says: Attorney General Williams holds it unnecessary to cast separate ballots for State and Federal officers. That settles the question.

DIED.—A private dispatch received here states that Peter Larkin died in Virginia City yesterday morning at 4 o'clock. Larkin was one of the pioneers of this district, and one of the oldest freemen on the Pacific Coast.—[W. P. News, Sept. 24th.]

A young fortune-hunter surprised his friends by announcing that he was going into agriculture, and should commence his husbandry by removing weeds—some rich and lovely widow's weeds.

Misery loves company, and so does a marriageable young lady.

## Telegraphic Dispatches.

SPECIAL TO THE RECORD, VIA DESPATCH TELEGRAPH

### Pacific Coast, Eastern and Foreign.

#### PACIFIC COAST.

San Francisco, Sept. 25.—Dr. Shirliff thinks from the evidence submitted to him that Mrs. Fair was sane at the time she killed Crittenden.

Five political meetings were held in the city last night, and well attended. Minnie Myrtle Miller severely excoriated the gentle Joaquin last night before a large audience.

Dr. Horner was examined this afternoon on a charge of roasting a baby.

The Board of Education has employed a teacher of phonography in the public schools—Ex-Mayor Merrill, of Oakland, recovered \$25,000 worth of stuff from whale ships smashed on the ice in the arctic last year.

#### EASTERN.

##### GENERAL NEWS.

New York, Sept. 24.—President Grant arrived in this city from Long Branch to-day. After visiting Republican Headquarters he started for Washington this afternoon.

Cleveland, O., Sept. 24.—Greeley arrived here this afternoon, having made several speeches along the route. He is addressing a meeting here to-night.

Chicago, Sept. 24.—A terrible storm of wind and rain prevailed to-day over a portion of the northwest, and much damage it is feared has been done to property.

Washington, Sept. 24.—The fourth auditor of Treasury is now busily engaged making preparations to pay the navy employees the amount of wages under the eight-hour law. About forty thousand persons are entitled to allowance under the law of May last.

It appears from correspondence just published that Minister Washburne on the last of August communicated to the French Minister of Foreign Affairs an expression of desire of our Government that France should take such action as to put an end to the persecution of Israelites in Roumania. M. Deremurat replied Aug. 30th that the French Consul General in several instances had acted with the American Consul General in making necessary representations to the Roumanian Government, and adds that he had never neglected to urge justice and humanity, and had obtained assurances for the future which respond to our wishes. When occasion presents itself we shall insist that equal protection shall be accorded in Roumania to residents of all creeds.

New York, Sept. 25.—The Erie Co. has commenced suit for the recovery of the Grand Opera House from Gould and Mrs. Fisk.

The Commissioners of Immigration have ordered an investigation of the affairs of the insane asylum at Ward's Island.

Geo. Wm. Curtis declined the nomination for Presidential Elector, fearing he might be ineligible, owing to his holding an office as Civil Service Commissioner. J. A. King is submitted in his place.

It is stated that the editor of the Cronista, a Spanish paper printed here, and a Cuban have gone to Niagara Falls, accompanied by seconds and surgeons, to fight a duel to-day, growing out of the charges made by the former against the revolutionary Cubans.

At Hunterdon, N. J., 150 blacks, mostly from Virginia, and over 300 whites, were at work on a tunnel on the new railroad from Perth, Amboy, to the coal mines. On Saturday night a party of whites who had been drinking assailed a party of negroes who had been out serenading, and were repulsed. They procured reinforcements and resumed the attack, only to be repulsed a second time. About midnight the whites rallied again in considerable numbers and attacked the negroes, burning their buildings. Both parties were armed with pick axes and other deadly implements. Chas. Call, a white laborer, was killed during the fight. The overseer quelled the riot and the negroes fled. The whites then, in revenge for the death of one of their number, made an organized attack on the negroes, three of whom were butchered in the most horrible manner.

The people of Hunterdon county are greatly excited. The murderers of their fellow workmen have banded themselves together, resolved to resist any attempt at arrests, while the Sheriff seems undecided in his action. Many negroes have fled from the place.

#### FOREIGN.

Havana, Sept. 23.—While the police were engaged in their barracks, the Chinese who were employed to clean the city got into a fight. One Chinaman killed and several wounded. Origin of difficulty unknown; case being investigated.

City of Mexico, Sept. 23.—The authorities have released Theile. He is not an American, but a naturalized Mexican, and was engaged in Porfirio Diaz' revolution. Nelson, U. S. Minister, is investigating the case. Theile demanded proof of his American citizenship, but none was furnished. Reports that Nelson had neglected the cases of several Americans who were in trouble are pronounced untrue. Two journals will shortly be published which will support Santa Anna as a candidate for President.

## New Advertisements.

### PRIMARY ELECTION.

#### THE PRIMARIES IN POCHE,

For the Election of Delegates to the

#### LIBERAL REPUBLICAN & DEMOCRATIC

#### County Convention,

To meet in

POCCH, OCTOBER 10TH, 1872.

Will be held on

SATURDAY, SEPT. 28, 1872,

AT THE ROSE HOUSE, MAIN STREET.

Polls open at 11 a. and m. and close at 7 p. m.

Judges—Jas. Pierson and R. B. Munroe. Inspector—Wm. C. Marley.

H. A. THOMPSON, Chairman. A. G. EASTLAND, Secretary. sc26-1d

#### FOR COUNTY CLERK.

#### C. KNIGHT

Announces himself a Candidate for

#### COUNTY CLERK

Of Lincoln County, subject to the decision of the Liberal Republican and Democratic County Convention. sc26-1d

#### FOR COUNTY ASSESSOR.

#### JAS. W. WRIGHT

Announces himself a Candidate for

#### COUNTY ASSESSOR

Of Lincoln County, subject to the decision of the REPUBLICAN Convention. sc26-1d

#### Washington and Creole Mining

Company—Location of Works Ely Mining District, Lincoln County, State of Nevada. Notice is hereby given, that at a meeting of the Board of Trustees of said Company, held on the Nineteenth day of September, 1872, an assessment of FIFTY CENTS (50c) per share was levied upon the capital stock of said company, payable immediately, in United States gold coin, to the Secretary, at the office of the Company, Room 19, New Merchants Exchange, California street, San Francisco, California.

Any stock upon which said assessment shall remain unpaid on the 10th day of October, 1872, shall be deemed delinquent, and will be duly advertised for sale, at public auction, and unless payment shall be made before, will be sold on MONDAY the 10th day of October, 1872, to pay the delinquent assessment, together with costs of advertising and expenses of sale.

By order of the Board of Trustees, FRANK D. CLEARY, Secretary.

Office: Room No. 19, New Merchants' Exchange, Exchange, California street, San Francisco, California. sc26-1d

#### Page and Panama Silver Mining

Company—Location of Works Ely Mining District, Pioche, Lincoln County, State of Nevada. Notice.—There are delinquent upon the following described stock, on account of assessment (No. 2) levied on the fourteenth day of August, 1872, the shareholders, and in order to pay the names of the respective shareholders, as follows:

Names. No. Cert. No. Sha's Amt

Bush Hyman P. Trustee...124 100 \$50

Bush Hyman P. Trustee...125 100 50

Bush Hyman P. Trustee...126 50 25

Bush Hyman P. Trustee...127 50 25

Bush Hyman P. Trustee...128 100 50

Bush Hyman P. Trustee...129 50 25

Bush Hyman P. Trustee...130 50 25

Bush Hyman P. Trustee...131 50 25

Bush Hyman P. Trustee...132 50 25

Bush Hyman P. Trustee...133 50 25

Bush Hyman P. Trustee...134 50 25

Bush Hyman P. Trustee...135 50 25

Bush Hyman P. Trustee...136 50 25

Bush Hyman P. Trustee...137 50 25

Bush Hyman P. Trustee...138 50 25

Bush Hyman P. Trustee...139 50 25

Bush Hyman P. Trustee...140 50 25

Bush Hyman P. Trustee...141 50 25

Bush Hyman P. Trustee...142 50 25

Bush Hyman P. Trustee...143 50 25

Bush Hyman P. Trustee...144 50 25

Bush Hyman P. Trustee...145 50 25

Bush Hyman P. Trustee...146 50 25

Bush Hyman P. Trustee...147 50 25

Bush Hyman P. Trustee...148 50 25

Bush Hyman P. Trustee...149 50 25

Bush Hyman P. Trustee...150 50 25

Bush Hyman P. Trustee...151 50 25

Bush Hyman P. Trustee...152 50 25

Bush Hyman P. Trustee...153 50 25

Bush Hyman P. Trustee...154 50 25

Bush Hyman P. Trustee...155 50 25

Bush Hyman P. Trustee...156 50 25

Bush Hyman P. Trustee...157 50 25

Bush Hyman P. Trustee...158 50 25

Bush Hyman P. Trustee...159 50 25

Bush Hyman P. Trustee...160 50 25

Bush Hyman P. Trustee...161 50 25

Bush Hyman P. Trustee...162 50 25

Bush Hyman P. Trustee...163 50 25

Bush Hyman P. Trustee...164 50 25

Bush Hyman P. Trustee...165 50 25

Bush Hyman P. Trustee...166 50 25

Bush Hyman P. Trustee...167 50 25

Bush Hyman P. Trustee...168 50 25

Bush Hyman P. Trustee...169 50 25

Bush Hyman P. Trustee...170 50 25

Bush Hyman P. Trustee...171 50 25

Bush Hyman P. Trustee...172 50 25

Bush Hyman P. Trustee...173 50 25

Bush Hyman P. Trustee...174 50 25

Bush Hyman P. Trustee...175 50 25

Bush Hyman P. Trustee...176 50 25

Bush Hyman P. Trustee...177 50 25

Bush Hyman P. Trustee...178 50 25

Bush Hyman P. Trustee...179 50 25

Bush Hyman P. Trustee...180 50 25

Bush Hyman P. Trustee...181 50 25

1859. S. ASHIM & BRO., 1872

PIOCHE, AND EUREKA.

Pioneer Low Priced Store of Eastern Nevada.

Wholesale and Retail

## GENERAL MERCHANDISE

CLOTHING.

GROCERIES.

PROVISIONS.

Cheap. CASH. CHEAPER!! CASH. Cheapest

Blasting Powder, Fuse,

Candles, Steel,

Sledges, Picks.

MINING OUT-FITS A SPECIALTY.

Largest Stocks, Lowest Prices

AT

S. ASHIM & BRO.'S,

Main Street, Opposite Lacour St.

Pioche, Nevada.

## GILMER & SALISBURY'S

HALF-DAILY STAGE AND EXPRESS LINE

From Pioche City to Hamilton,

Carrying Wells, Fargo & Co.'s Express

—AND—

U. S. Southern Daily Mail & Express Line

—BETWEEN—

SALT LAKE CITY AND POCHE CITY

Stages leave every day for Salt Lake and every other day for Hamilton.

sc26-1d B. F. SIDES, Agent.

## THE POCHE PHOENIX MINING COMPANY

THE POCHE PHOENIX MINING COMPANY is about being incorporated under the laws of the State of California, and in order to stock, subscriptions will be received at

FOR A LIMITED NUMBER OF SHARES.

THE

Subscription List

Will be opened at the BANK on

Monday, August 28th

at 10 a. m.

MORRIS COHN

Main street, one door below Kasten's Brew

PIOCHE, NEVADA,

Has the Largest Stock in Pioche

—OF—

GENUINE HAVANA CIGAR

Comprising all the favorite brands.

AN IMMENSE ASSORTMENT OF

Domestic Cigar

—AND—

CHEWING AND SMOKING

TOBACCO.

Rodger's and Wostenholme

CUTLERY,

Stationery, Fancy Goods

Yankee Notions, Etc.

All of which is offered for sale at the Low

Cash Prices.

NOTICE.